

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

GE HFS HOLDINGS, INC.  
*Formerly known as*  
HELLER HEALTHCARE FINANCE,  
INC.,

Plaintiff,

and

MICHAEL INGOLDSBY,

Intervenor/Plaintiff,

v.

NATIONAL UNION FIRE INSURANCE  
COMPANY OF PITTSBURGH, PA, and  
INTERNATIONAL INSURANCE  
GROUP, LTD.,

Defendants.

CIVIL ACTION No: 05-CV-11128-NG

**PLAINTIFF-INTERVENOR MICHAEL INGOLDSBY'S OPPOSITION TO  
NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH PA'S  
MOTION FOR SUMMARY JUDGMENT AND  
CROSS-MOTION FOR SUMMARY JUDGMENT**

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**NOW COMES** the Plaintiff-Intervenor Michael Ingoldsby in the above-entitled action and, pursuant to Rule 56 of the Federal Rules of Civil Procedure, hereby submits his opposition to the Defendant National Union Fire Insurance Company of Pittsburg, PA's (the "Defendant" or "National Union") Motion for Summary Judgment and his Cross-Motion for Summary Judgment.

In support hereof, the Plaintiff-Intervenor refers to his Memorandum of Law in Opposition to National Union Fire Insurance Company of Pittsburgh, PA's Motion for Summary Judgment and in Support of the Plaintiff-Intervenor's Cross-Motion for Summary Judgment, the Plaintiff-Intervenor's Statement of Disputed Material Facts, the Affidavit of Michael Ingoldsby (the "Ingoldsby Affidavit") and the Affidavit of Gregory J. Aceto, Esq. (the "Aceto Affidavit"), filed contemporaneously herewith.

Based upon the reasons set forth in the Memorandum of Law filed herewith, the Plaintiff-Intervenor respectfully requests that this Honorable Court deny Defendant's Motion for Summary Judgment and allow his Cross-Motion for Summary Judgment.

Respectfully submitted,  
MICHAEL INGOLDSBY,  
By his attorney,

/s/ Gregory J. Aceto, Esq.  
Gregory J. Aceto, Esq.  
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Dated: November 29, 2006